

UNITED STATES BANKRUPTCY COURT
DISTRICT OF SOUTH CAROLINA

In re Stancel E Kirkland, Sr.

Case No. 13-05179-dd

Debtor.

Chapter 7

AMENDMENT COVER SHEET

The following items have been amended in the above named bankruptcy proceeding (check all applicable boxes)

- ☐ Voluntary Petition (Specify reason for amendment) _____
- ☐ Summary of Schedules
- ☐ Schedule A - Real Property
- ☐ Schedule B - Personal Property
- ☐ Schedule C - Property Claimed as Exempt
- ☒ Schedule D, E, or F and/or Matrix, and/or List of Creditors or Equity Holders
- ☒ Add/Delete creditor(s), change amount or classification of debt - \$30.00 fee required
- ☐ Add/change address of already listed creditor - No Fee
- ☐ Schedule G - Executory Contracts and Unexpired Leases
- ☐ Schedule H - Codebtors
- ☐ Schedule I - Current Income of Individual Debtor(s)
- ☐ Schedule J - Current Expenditures of Individual Debtor(s)
- ☐ Declaration Regarding Schedules
- ☐ Statement of Financial Affairs and/or Declaration
- ☐ Chapter 7 Individual Debtor's Statement of Intention
- ☐ Disclosure of Compensation of Attorney for Debtor
- ☐ Statement of Current Monthly Income and Means Test Calculation (Form 22A, 22B or 22C)
- ☐ Certification of Credit Counseling
- ☒ Other: Amended Sched. F to add one creditor (Midland Loan Services)

Amendment of debtor(s) Social Security Number requires the filer to follow the instructions provided by the Office of the U.S. Trustee.

Declaration of Debtor

I (We) declare under penalty of perjury that the information set forth in the amendment(s) attached hereto is (are) true and correct to the best of my (our) information and belief.

Date: 11/6/2013

s/ Stancel E Kirkland, Sr.

Stancel E Kirkland, Sr.

Debtor

Stancel E Kirkland, Sr.

B6F (Official Form 6F) (12/07)

In re **Stancel E Kirkland, Sr.**

Debtor

Case No. **13-05179-dd**

(If known)

AMENDED SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS



Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBATOR HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO.						
Adams and Reese, LLC P.O. Box 2285 Columbia, SC 29202		Legal fees				2,046.00
ACCOUNT NO.						
Ameris Bank 1333 Main Street, Suite 200 Columbia, SC 29201		Confession of Judgment (funds provided to Bull Point, LLC)				25,000.00
ACCOUNT NO.						
Anant Raut, Personal Rep. of Estate of Dr. Premanand S. Raut 1208 N. Danville Street Arlington, VA 22201		Notice only				0.00
ACCOUNT NO.						
Automatic Cash, LLC Attn. Jerry Eddins 2018 Charleston Hwy. Cayce, SC 29033						291,201.11
ACCOUNT NO.						
Bank of America c/o Hamilton Osborn, Esq. Haynesworth, Sinkler & Boyd, PA 1201 Main St., 22nd Floor Columbia, SC 29201		Home at 10 Governor Blake Court, Beaufort, SC, in name of Debtor's wife only. In foreclosure. Debtor is on mortgage.				770,000.00

5 Continuation sheets attached

Subtotal >

\$ **1,088,247.11**

Total >

\$

(Use only on last page of the completed Schedule F.)
(Report also on Summary of Schedules and, if applicable on the Statistical
Summary of Certain Liabilities and Related Data.)

B6F (Official Form 6F) (12/07) - Cont.

In re Stancel E Kirkland, Sr.

Debtor

Case No. 13-05179-dd

(If known)

AMENDED SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

(Continuation Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO. 0259 Bank of America P.O. Box 26012 Greensboro, NC 27420		Deficiency on surrendered Mercedes Benz R350. (Interoffice NC 41050259)				3,400.00
ACCOUNT NO. Beaufort County Treasurer P.O. Drawer 487 Beaufort, SC 29901		2012 real estate taxes (Huspah Group, LLC)				2,925.00
ACCOUNT NO. Branch Banking and Trust Co. 309 Columbia Ave. Lexington, SC 29072-2664		Business Loan (debtor, his wife, and 4 other guarantors)				425,000.00
ACCOUNT NO. Branch Banking and Trust Co. 309 Columbia Avenue Lexington, SC 29072-2664		Business Loan (debtor, his wife, and 4 other guarantors)				100,000.00
ACCOUNT NO. Buckfield Plantation and Hollingsworth Funds, Inc. c/o Smith, Moore, Leatherwood, LLP 500 E. McBee Ave., Suite 500 Greenville, SC 29601		Confession of Judgment in the matter of Buckfield Plantation, LLC and Hollingsworth Funds, Inc. v. Bindon Plantation, et al., 2010-CP-07-3598, Court of Common Pleas, Beaufort County				128,100.00

5 Continuation sheets attached

Sheet no. 1 of 5 continuation sheets attached to Schedule of Creditors
Holding Unsecured
Nonpriority Claims

Subtotal >

\$ **659,425.00**

Total >

\$

(Use only on last page of the completed Schedule F.)
(Report also on Summary of Schedules and, if applicable on the Statistical
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B6F (Official Form 6F) (12/07) - Cont.

In re Stancel E Kirkland, Sr.

Debtor

Case No. 13-05179-dd

(If known)

AMENDED SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

(Continuation Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO.						4,000.00
Bull Point Property Owners Assoc. 114 Barnaby Bluff Seabrook, SC 29940		POA annual fees for Lot 47, Bull Point (foreclosed)				
ACCOUNT NO. 2070						19,624.00
Chase Card Member Services P.O. Box 15153 Wilmington, DE 19886-5153		Business Credit Card				
ACCOUNT NO.						90,169.00
Coastal States Bank P.O. Box 8047 Hilton Head Island, SC 29938		Confession of Judgment				
ACCOUNT NO.						10,035.00
Congaree State Bank 1201 Knox Abbott Drive Cayce, SC 29033		Deficiency Judgment in the matter of Congaree State Bank v. GSK, LLC, et al.				
ACCOUNT NO.						4,031,356.00
Enterprise Bank of SC c/o Nelson Mullins Riley & Scarboro P.O. Box 11070 Columbia, SC 29211		Judgment in the matter of Enterprise Bank of SC v. Colleton Properties, et al., 2012-CP-15-471, Court of Common Pleas, Colleton County				

5 Continuation sheets attached

Sheet no. 2 of 5 continuation sheets attached to Schedule of Creditors
Holding Unsecured
Nonpriority Claims

Subtotal >

\$ 4,155,184.00

Total >

\$

(Use only on last page of the completed Schedule F.)
(Report also on Summary of Schedules and, if applicable on the Statistical
Summary of Certain Liabilities and Related Data.)

B6F (Official Form 6F) (12/07) - Cont.

In re Stancel E Kirkland, Sr.

Debtor

Case No. 13-05179-dd

(If known)

AMENDED SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

(Continuation Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO. 3001 Equilease Financial Services, Inc. 50 Washington St., 10th Floor S. Norwalk, CT 06854		Deficiency from repossessed equipment leased by Combahee River Preserve (debtor was guarantor)				114,042.00
ACCOUNT NO. 1568 First Federal Bank P.O. Box 4008 Charleston, SC 29423-0008		Home at 2421 Owl Circle, W. Columbia, SC. Home in Debtor's wife name only. Debtor is on mortgage. Value of home approx. \$215,000.				212,000.00
ACCOUNT NO. German American Capital Corp. c/o Julio E. Mendoza, Esq. P.O. Drawer 2426 Columbia, SC 29202		Judgment in the matter of German American Capital Corp. v. Raut, et al., 2012-CP-07-04048				1,653,071.00
ACCOUNT NO. Godley, Margaret K. 30 Summit Place Columbia, SC 29204-2401		personal loan				35,000.00
ACCOUNT NO. Greenbrier Financial Services c/o Carroll McGee 560 Meeting Street West Columbia, SC 29169		personal loan				5,000.00

5 Continuation sheets attached

Sheet no. 3 of 5 continuation sheets attached to Schedule of Creditors
Holding Unsecured
Nonpriority Claims

Subtotal >

\$ **2,019,113.00**

Total >

\$

(Use only on last page of the completed Schedule F.)
(Report also on Summary of Schedules and, if applicable on the Statistical
Summary of Certain Liabilities and Related Data.)

B6F (Official Form 6F) (12/07) - Cont.

In re Stancel E Kirkland, Sr.

Debtor

Case No. 13-05179-dd

(If known)

AMENDED SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

(Continuation Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO.						0.00
Loadholt, Miles, Esq. P.O. Box 365 Barnwell, SC 29812		Notice only. Co-defendant in Enterprise Bank v. Colleton Properties, 2012-CP-15-471, Court of Common Pleas, Colleton County				
ACCOUNT NO.						210,681.88
MF South Carolina 1, LLC c/o Clawson and Staubes, LLC 126 Seven Farms Dr., Ste. 200 Charleston		related to foreclosure of Lot 47, Bull Point, limited to \$5,000 as to debtor's wife.				
ACCOUNT NO.						5,818,885.46
Midland Loan Services A PNC Real Estate Business P.O. Box 25965 Shawnee Mission, KS 66225		Bull Point Subdivision PH IV, Lots 242-246.				
ACCOUNT NO.						4,500.00
Robinson, Ralph C, Jr., Esq. Callison, Tighe & Robinson P.O. Box 1390 Columbia, SC 29202		legal fees				
ACCOUNT NO.						10,000.00
Roof and Williams, P.A., CPA 1148 Silstar Road West Columbia, SC 29170		Accounting fees (numerous companies)				

5 Continuation sheets attached

Sheet no. 4 of 5 continuation sheets attached to Schedule of Creditors
Holding Unsecured
Nonpriority Claims

Subtotal >

\$ 6,044,067.34

Total >

\$

(Use only on last page of the completed Schedule F.)
(Report also on Summary of Schedules and, if applicable on the Statistical
Summary of Certain Liabilities and Related Data.)

B6F (Official Form 6F) (12/07) - Cont.

In re Stancel E Kirkland, Sr.

Debtor

Case No. 13-05179-dd

(If known)

AMENDED SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

(Continuation Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO.						
SC Bank and Trust, NA 520 Gervais Street Columbia, SC 29201		Deficiency judgment in the matter of SCB&T v. Shealy Estates and Stancel Kirkland, 2010-CP-07-1768, Court of Common Pleas, Beaufort County				219,930.00
ACCOUNT NO.						
VFC Partners 10, LLC c/o William T. Dawson, Esq. P.O. Box 999 Charleston, SC 29402		Deficiency Judgment arising from VFC Partners 10, LLC v. Egret Island Partnership (debtor signed guarantee)				104,107.67
ACCOUNT NO.						
Wolfson, Robert L. 166 Bull Point Drive Seabrook, SC 29940		Protection counter claim vs. Kirkland in lawsuit and any causes of legal action by Wolfson arising out of business dealings with Wolfson				0.00

5 Continuation sheets attached

Sheet no. 5 of 5 continuation sheets attached to Schedule of Creditors
Holding Unsecured
Nonpriority Claims

Subtotal >	\$	324,037.67
Total >	\$	14,290,074.12

(Use only on last page of the completed Schedule F.)
(Report also on Summary of Schedules and, if applicable on the Statistical
Summary of Certain Liabilities and Related Data.)

B6 Summary (Official Form 6 - Summary) (12/07)

**United States Bankruptcy Court
District of South Carolina**

In re **Stancel E Kirkland, Sr.**
Debtor

Case No. **13-05179-dd**
Chapter **7**

AMENDED - SUMMARY OF SCHEDULES

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts of all claims from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors also must complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

NAME OF SCHEDULE	ATTACHED (YES/NO)	NO. OF SHEETS	ASSETS	LIABILITIES	OTHER
A - Real Property	YES	1	\$ 45,000.00		
B - Personal Property	YES	4	\$ 4,725.74		
C - Property Claimed as Exempt	YES	1			
D - Creditors Holding Secured Claims	YES	1		\$ 41,870.00	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	YES	2		\$ 0.00	
F - Creditors Holding Unsecured Nonpriority Claims	YES	6		\$ 14,290,074.12	
G - Executory Contracts and Unexpired Leases	YES	1			
H - Codebtors	YES	1			
I - Current Income of Individual Debtor(s)	YES	1			\$ 5,858.50
J - Current Expenditures of Individual Debtor(s)	YES	2			\$ 8,225.58
TOTAL		20	\$ 49,725.74	\$ 14,331,944.12	

**United States Bankruptcy Court
District of South Carolina**

In re **Stancel E Kirkland, Sr.**
Debtor

Case No. **13-05179-dd**
Chapter **7**

AMENDED - STATISTICAL SUMMARY OF CERTAIN LIABILITIES AND RELATED DATA (28 U.S.C. § 159)

If you are an individual debtor whose debts are primarily consumer debts, as defined in § 101(8) of the Bankruptcy Code (11 U.S.C. § 101(8)), filing a case under chapter 7, 11 or 13, you must report all information requested below.

☐ Check this box if you are an individual debtor whose debts are NOT primarily consumer debts. You are not required to report any information here.

This information is for statistical purposes only under 28 U.S.C. § 159.

Summarize the following types of liabilities, as reported in the Schedules, and total them.

Type of Liability	Amount
Domestic Support Obligations (from Schedule E)	\$ 0.00
Taxes and Certain Other Debts Owed to Governmental Units (from Schedule E)	\$ 0.00
Claims for Death or Personal Injury While Debtor Was Intoxicated (from Schedule E) (whether disputed or undisputed)	\$ 0.00
Student Loan Obligations (from Schedule F)	\$ 0.00
Domestic Support, Separation Agreement, and Divorce Decree Obligations Not Reported on Schedule E.	\$ 0.00
Obligations to Pension or Profit-Sharing, and Other Similar Obligations (from Schedule F)	\$ 0.00
TOTAL	\$ 0.00

State the following:

Average Income (from Schedule I, Line 16)	\$ 5,858.50
Average Expenses (from Schedule J, Line 18)	\$ 8,225.58
Current Monthly Income (from Form 22A Line 12; OR , Form 22B Line 11; OR , Form 22C Line 20)	\$ 0.00

State the following:

1. Total from Schedule D, "UNSECURED PORTION, IF ANY" column		\$ 6,870.00
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column.	\$ 0.00	
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" column		\$ 0.00
4. Total from Schedule F		\$ 14,290,074.12
5. Total of non-priority unsecured debt (sum of 1, 3, and 4)		\$ 14,296,944.12

**UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF SOUTH CAROLINA**

IN RE:

Stancel E. Kirkland, Sr.,

Debtor.

Case No. 13-05179-dd


Chapter 7

CERTIFICATE OF SERVICE

The undersigned, Elke Watkins, hereby states that she mailed a copy of the § 341 Notice to creditors which have been added by amendment, as follows:

Midland Loan Services
A PNC Real Estate Business
P.O. Box 25965
Shawnee Mission, KS 66225

by placing same in the United States Post Office, postage prepaid, on November 12, 2013.


Elke Watkins, Bankruptcy Paralegal
Anderson & Associates, P.A.
P. O. Box 76
Columbia, SC 29202
(803) 252-8600